THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION No : 16831 of 2005

Dated: 02-08-2005

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Between:

P. Konda Babu, S/o. Rama Rao,

R/o.Tuni, E.G. District.

Petitioner…

And

The Principal Secretary to Government

Medical & Family Welfare (C1) Department Secretariat,
Hyderabad and others.

Respondents…

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ORDER:

This writ petition is filed by the petitioner aggrieved by the action of the respondents in not paying enhanced diet charges as per G.O.Ms.No.255, Health, Medical and Family Welfare (C1) Department dated 20-06-2003.

According to the petitioner, he is supplying diet to the in-patient and Medical Officers in the area hospital, Tadepalligudem, as contractor. Basing on the recommendations of the 2nd respondent-Commissioner, A.P. Vaidya Vidhana Parishad, the Government of A.P. issued G.O.Ms.No.255, enhancing the diet charges from Rs.10 to Rs.15 to the general patients and Rs.15 to Rs.20 to the T.B. patients of the hospital under the

control of the

2nd respondent. As the said order was not implemented, the petitioner has come up with the present writ petition.

At the time of hearing, it is stated by the learned counsel for the petitioner that the similar subject matter was considered in writ petitions in W.P.No.15124 of 2004 and batch which were disposed of and also stated that this Court, following the said batch of writ petitions, disposed of W.P.No.13178 of 2005 dated 04-07-2005. Whereby this Court directed the respondents to pay the enhanced diet charges in terms of the Government order, hence sought for the same relief.

The learned standing counsel appearing for the respondents fairly stated that this Court has already passed the orders for implementation of the Government Order.

Heard the learned counsel appearing on either side and considered the material made available on record.

This Court in W.P.No.13178 of 2005 between ***KARRI KRISHNA REDDY v. THE PRINCIPAL SECRETARY TO GOVERNMENT, MEDICAL AND FAMILY WELFARE (C1) DEPARTMENT, SECRETARIAT, HYDERABAD*** passed the following order:

> "Since the petitioner is similarly placed as in other writ petitioners, the respondents are directed to pay the enhanced diet charges as prescribed in G.O.Ms.No.255, dated 20.06.2003. The amount payable by the respondents is directed to be worked out and shall pay the same to the petitioner, within a period of eight weeks from the date of receipt of a copy of this order and also continue to pay for future supplies also."

In view of the above facts and circumstances of the case, the petitioner is entitled for the same relief, hence the writ petition is allowed in terms of the above order directing the respondents to pay the enhanced diet charges within a period of eight weeks from the date of receipt of a copy of this orders.

The writ petition is accordingly allowed. No order as to costs.

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S. ANANDA REDDY, J

Dated: 02-08-2005

Note: Issue C.C. in one week

LSK